

1 **William K. Hanagami, SBN 119832**
2 **HANAGAMI LAW**
3 **A PROFESSIONAL CORPORATION**
4 **913 TAHOE BOULEVARD, SUITE 5**
5 **INCLINE VILLAGE, NV 89451-7414**
6 **(833) 716-8570 / (833) 716-8569 FAX**
7 **Bill@Hanagami.com**

8 **Abram J. Zinberg, SBN 143399**
9 **THE ZINBERG LAW FIRM**
10 **A PROFESSIONAL CORPORATION**
11 **412 OLIVE AVENUE, SUITE 528**
12 **HUNTINGTON BEACH, CA 92648-5142**
13 **(714) 374-9802 / (714) 969-0910 FAX**
14 **AbramJ@Zinberglaw.com**

15 Attorneys for Plaintiff and Qui Tam Relator,
16 Anita Silingo

17 UNITED STATES DISTRICT COURT
18 CENTRAL DISTRICT OF CALIFORNIA

19 UNITED STATES OF AMERICA, *ex*
20 *rel.* ANITA SILINGO,

21 Plaintiffs,

22 vs.

23 MOBILE MEDICAL EXAMINATION
24 SERVICES, INC., et al.,

25 Defendants.

Case No.: 8:13-CV-1348-
FMO(JCx)

STIPULATION OF DISMISSAL
OF DEFENDANTS, AND
CONSENT OF THE UNITED
STATES OF AMERICA TO THE
DISMISSAL PURSUANT TO 31
U.S.C. § 3730(b)(1), AND
[PROPOSED] ORDER
THEREON

26 The above-captioned action (“this action”) was brought against defendants
27 Anthem, Inc., previously sued as Wellpoint, Inc., Blue Cross of California, dba
28 Anthem Blue Cross, and Anthem Blue Cross Life and Health Insurance Company
(collectively, “Anthem”); (ii) VNS CHOICE; (iii) Molina Healthcare, Inc., Molina
Healthcare of California, Molina Healthcare of California Partner Plan, Inc., Molina
Healthcare of Florida, Inc., Molina Healthcare of Michigan, Inc., Molina Healthcare
of New Mexico, Inc., Molina Healthcare of Ohio, Inc., Molina Healthcare of Texas,

1 Inc., Molina Healthcare of Utah, Inc., Molina Healthcare of Washington, Inc., Molina
 2 Healthcare of Wisconsin, Inc., and Molina Healthcare of Illinois, Inc. (collectively,
 3 “Molina”); (iv) Health Net Inc. (now known as Health Net, LLC), Health Net of
 4 California, Inc., Health Net Life Insurance Company, Health Net Health Plan of
 5 Oregon, Inc., and Health Net of Arizona, Inc. dba Arizona Complete Health
 6 (collectively, “Health Net”); and (v) Alameda Alliance for Health (“Alameda”)
 7 (together, Defendants (b)(i)-(v) are collectively referred to herein as the “Defendants”),
 8 under the *qui tam* provisions of the federal False Claims Act, 31 U.S.C. § 3729, et seq.,
 9 by Relator Anita Silingo (Relator), with respect to such *qui tam* claims as she has pled
 10 on behalf of the United States of America.

11 Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure and 31 U.S.C.
 12 § 3730(b)(1) of the federal False Claims Act, the Parties hereby stipulate to the entry of an
 13 order dismissing all claims for relief in this action as to the Defendants, said dismissal being
 14 (a) with prejudice as to Relator, (b) with prejudice as to the United States of America
 15 (“Government”) only with respect to claims against Defendants for violations of the False
 16 Claims Act, 31 U.S.C. §§ 3729-3733, based on the alleged conduct by Defendants with
 17 MedXM stated in Paragraph 77 of Relator’s Fourth Amended Complaint (Dkt. 188) between
 18 January 1, 2010 and December 31, 2014; and (c) without prejudice as to the Government as
 19 to all else in the Fourth Amended Complaint (Dkt. 188).

20 *Except that* the Parties stipulate that the Relator does not dismiss her claim for a
 21 relator’s share to be paid by the Government pursuant to 31 U.S.C. § 3730(d)(2). As to this
 22 claim, the Relator respectfully requests the Court retain jurisdiction to determine, if necessary,
 23 the relator’s share that the Relator should obtain pursuant to 31 U.S.C. § 3730(d)(2).

24 Respectfully submitted,

25 THE ZINBERG LAW FIRM, A.P.C.
 26 HANAGAMI LAW, A.P.C.

27 Dated: December 7, 2020

28 By: /s/William K. Hanagami
 William K. Hanagami
 Attorneys for Anita Silingo

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HOGAN LOVELLS US LLP

Dated: December 7, 2020

By: /s/Michael M. Maddigan
Michael M. Maddigan
Attorneys for Anthem

EPSTEIN BECKER & GREEN, P.C.

Dated: December 7, 2020

By: /s/David Jacobs
David Jacobs
Attorneys for VNS CHOICE

O'MELVENY & MYERS LLP

Dated: December 7, 2020

By: /s/Elizabeth M. Bock
Elizabeth M. Bock
Attorneys for Molina

LATHAM & WATKINS LLP

Dated: December 7, 2020

By: /s/Joseph DeLeon
Joseph DeLeon
Attorneys for Health Net

DSR HEALTH LAW

Dated: December 7, 2020

By: /s/Anthony R. Eaton
Anthony R. Eaton
Attorneys for Alameda

LOCAL RULE 5-4.3.4 ATTESTATION

I attest and certify that all other signatories listed, and on whose behalf this filing is submitted, concur with the filing's content and have authorized the filing.

Dated: December 8, 2020

/s/William K. Hanagami
William K. Hanagami

1 CONSENT OF THE UNITED STATES OF AMERICA TO DISMISSAL

2 Pursuant to 31 U.S.C. § 3730(b)(1), the Attorney General of the United States of
3 America, by and through the undersigned, consents to the foregoing dismissal. The reason for
4 the consent of the Attorney General is that the dismissal is pursuant to a settlement that is fair,
5 adequate and reasonable.

6 Respectfully submitted,

7 ETHAN P. DAVIS
8 Acting Assistant Attorney General, Civil Division
9 NICOLA T. HANNA
10 United States Attorney
11 DAVID K. BARRETT
12 Assistant United States Attorney
13 Chief, Civil Fraud Section
14 Abraham C. Meltzer
15 Assistant United States Attorney
16 Deputy Chief, Civil Fraud Section

17 Dated: December 8, 2020

18 By: /s/John E. Lee
19 John E. Lee
20 Assistant United States Attorney
21 Attorneys for the United States of America

22 ORDER

23 IT IS SO ORDERED.

24 Dated:

25 _____
26 United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on December 8, 2020, I electronically transmitted the attached document to the United States District Court Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

Abram J. Zinberg (AbramJ@Zinberglaw.com)	Attorney for Plaintiff and Relator, Anita Silingo
Michael M. Maddigan (michael.maddigan@hoganlovells.com) Jordan Teti (jordan.teti@hoganlovells.com) Poopak Nourafchan (Poopak.nourafchan@hoganlovells.com)	Attorneys for Defendants, Wellpoint, Inc., Anthem Blue Cross, Anthem Blue Cross Life and Health Insurance Company, Blue Cross of California
David J. Schindler (David.Schindler@lw.com) Anne Robinson (anne.robinson@lw.com) Joseph DeLeon (joseph.deleon@lw.com)	Attorneys for Defendants, Health Net, Inc., Health Net Life Insurance Company, Health Net of California
R. David Jacobs (cemail@ebglaw.com) Jonah Retzinger (jretzinger@ebglaw.com)	Attorneys for Defendants, Visiting Nurse Service Choice, Visiting Nurse Service of New York
Elizabeth M. Bock (ebock@omm.com) David M. Deaton (ddeaton@omm.com) David J. Levis (dleviss@omm.com) Amanda McLaurin Boote Santella (asantella@omm.com) Sabrina H. Strong (sstrong@omm.com) Scott M. Voelz (svoelz@omm.com)	Attorneys for Defendants, Molina Healthcare, Inc., Molina Healthcare of California, Molina Healthcare of California Partner Plan, Inc., Molina Healthcare Services
Anthony Eaton (aeaton@dsrhealthlaw.com) Michael J. Daponde (mdaponde@dsrhealthlaw.com)	Attorneys for Defendant, Alameda Alliance for Health
John E. Lee (john.lee2@usdoj.gov)	Attorneys for Plaintiff, United States of America

/s/William K. Hanagami
William K. Hanagami